



December 3, 2002

SBC Advanced Solutions, Inc. Amended Application No. 14  
FRN: 0005-8910-72

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

**Attention: Common Carrier Bureau, Request for Special Permission**

Dear Ms. Dortch:

Pursuant to Sections 61.152 and 61.153 of the Commission's rules, SBC Advanced Solutions, Inc. (ASI) respectfully requests special permission to file revisions to its Tariff F.C.C. No. 1. ASI requests a waiver of Section 61.38 of the rules to file tariff modifications without cost support and Section 61.59 to permit revisions to tariff material that has not yet been in effect for at least 30 days.

With this filing, ASI proposes the following revisions to its Tariff F.C.C. No. 1:

- 1) Introduce DSL Term Pricing Plans (DSL-TPPs) for Wholesale DSL Transport customers;
- 2) Add language pertaining to the introduction of API functionalities;
- 3) Introduce Federal Universal Service Fund (FUSF) surcharges for the new DSL-TPPs;
- 4) Reduce Wholesale DSL Transport rates;
- 5) Merge the Wholesale DSL Transport and Remote LAN (R-LAN) DSL Transport Phase I and Phase II speed offerings and offer all speeds in all regions;
- 6) Revise R-LAN DSL Transport Volume Commitment Plan and add language to section 2 – Undertaking of Company.

There is a delay in the effective date of the FUSF surcharges associated with certain DSL-TPPs and speed offerings until February 1, 2003 due to the need to obtain USOCs and to make necessary updates to the billing systems.

All are described in detail in the attached Description and Justification.

Granting the waiver of Section 61.38 to allow the tariff revisions to take effect without cost support will facilitate the prompt filing of ASI's tariff revisions. Requiring ASI to submit cost support materials would be extremely burdensome and result in a significant delay in the filing of the tariff. The Commission has good cause to waive the cost support requirement to accommodate the transition to tariffed operations.

There is precedent for granting a waiver of the cost support requirement. In a similar case involving wireless carriers that were required to file tariffs for the first time as a result of a court decision, the Commission granted a blanket waiver of the cost support requirement to the wireless industry. The Commission recognized that since wireless carriers had not previously filed tariffs there was a "strong likelihood that detailed tariff filing requirements would be burdensome." ASI is in the same position as the wireless carriers that were being required to file tariffs for the first time.

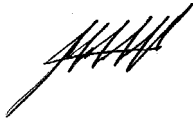
The waiver of Section 61.59 is requested to allow Wholesale DSL Transport rate reductions to become effective prior to previous rate reductions for the same speed offerings being in effect for the 30 day minimum period. These rate reductions are a benefit to customers purchasing the Wholesale DSL Transport under the 250+ volume commitment plan.

In accordance with Section 61.153(b), the amended Application Letter, the Federal Communications Commission Form 159 and the filing fee have been submitted to a courier service for delivery to the Treasury Department lockbox located at the Mellon Bank in Pittsburgh, Pennsylvania.

In accordance with Section 61.153(a) and (c), the appropriate illustrative tariff pages are hereby delivered to the Secretary, Federal Communications Commission and the Chief, Tariff and Pricing Analysis Branch. These actions have been committed on the date established as the filed date as reflected above. Acknowledgment and date of receipt of this application are requested. A duplicate letter is attached for this purpose.

The filing fee was transmitted electronically to Mellon Bank and the electronic audit code is shown on the accompanying Form 159. Acknowledgement and date of receipt of this Application are requested. A duplicate letter is attached for this purpose. All correspondence and inquiries concerning this application should be addressed to Debbie Clemens, Associate Director – Federal Regulatory, at (202) 326-8882, 1401 I Street, NW, Suite 400, Washington, D.C. 20005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Habeeb', with a stylized flourish at the end.

SBC Advanced Solutions, Inc.  
John S. Habeeb  
Director – Regulatory

cc: Judy Nitsche, Chief, Tariff and Pricing Analysis Division

Enclosures